

**SUPREME COURT MINUTES
FRIDAY, SEPTEMBER 22, 2006
SAN FRANCISCO, CALIFORNIA**

S139184

**JOHNSON (WILLIAM) v.
AMERICAN STANDARD**

On application of the Consumer Attorneys of California and good cause appearing, it is ordered that time to serve and file the amicus curiae brief is extended to and including September 22, 2006.

S143999

**OLSON (CARL) v. AUTOMOBILE
CLUB OF SOUTHERN
CALIFORNIA**

On application of appellants (Carl Olson and Mark Seidenberg) and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is hereby extended to and including October 10, 2006.

S139184

**JOHNSON (WILLIAM) v.
AMERICAN STANDARD**

The application of Robert L. Byer of the State of Pennsylvania for admission to appear as pro hac vice on behalf of amicus curiae FLSmidth, Inc. is hereby granted. (See Cal. Rules of Court, rule 983.)

S139184

**JOHNSON (WILLIAM) v.
AMERICAN STANDARD**

The application of Robin S. Conrad of the District of Columbia for admission to appear pro hac vice on behalf of amicus curiae Chamber of Commerce of the United States of America is hereby granted. (See Cal. Rules of Court, rule 983.)

S142028

D. (CHARLOTTE), IN RE

Richard C. Gilman is hereby appointed to represent appellant on the appeal now pending in this court.

S042659

PEOPLE v. COOK (JOSEPH L.)

The order appointing Michael G. Millman, as Executive Director of the California Appellate Project, to serve as interim habeas corpus/executive clemency counsel of record for appellant Joseph Lloyd Cook, filed September 20, 2006, is hereby vacated.

The State Public Defender, previously appointed to represent appellant Joseph Lloyd Cook for the direct appeal in the above automatic appeal now pending in this court, is hereby appointed to also represent appellant Joseph Lloyd Cook for habeas corpus/executive clemency proceedings related to the automatic appeal. Prior habeas corpus/executive clemency counsel B. Kay Shafer is hereby directed to deliver to the State Public Defender, within 30 days from the filing of this order, all case transcripts, case files, habeas corpus investigation work product, trial files, investigation reports, 60-day confidential status reports, and related materials that she has obtained from appellant Joseph Lloyd Cook or his trial counsel, paralegals, experts and investigators, or from any other source.

Any "petition for writ of habeas corpus will be presumed to be filed without substantial delay if it is filed . . . within 36 months" of this date (Supreme Ct. Policies Regarding Cases Arising From Judgments of Death, policy 3, timeliness std. 1-1.1), and it will be presumed that any successive petition filed

within that period is justified or excused (see *In re Clark* (1993) 5 Cal.4th 750, 774-782), in light of prior habeas corpus/executive clemency counsel Shafer's declaration, in support of her motion to withdraw, to the effect that she was unable to discharge her duty to investigate and, if appropriate, present a habeas corpus petition on behalf of appellant Joseph Lloyd Cook.